# IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:

Charles T. Cox

Debtor(s)

U.S. Bank N.A., as Indenture Trustee o/b/o the holders of the Terwin Mortgage Trust 2006–1, Asset–Backed Securities, TMTS S.2006–1 As Serviced by Specialized Loan Servicing LLC *Movant*,

v. Charles T. Cox Ronda J. Winnecour, Esq., Trustee *Respondent.*  Case No. 11-27294-JAD

Chapter: 13

Related to Claim No. 1

#### **ORDER**

AND NOW, this 7th day of October, 2016, upon consideration of the NOTICE OF MORTGAGE PAYMENT CHANGE filed by U.S. Bank N.A., as Indenture Trustee o/b/o the holders of the Terwin Mortgage Trust 2006–1, Asset-Backed Securities, TMTS S.2006–1 As Serviced by Specialized Loan Servicing LLC at Claim No. 1 in the above-captioned bankruptcy case.

It is hereby *ORDERED* that *on or before twenty-one (21) days from the date the Notice of Mortgage Payment Change* was docketed, the Debtor(s) or Debtor(s)' Counsel shall file, either:

- (1) an AMENDED CHAPTER 13 PLAN;
- (2) a **DECLARATION** that the existing Chapter 13 Plan is sufficient to fund the Plan with the modified debt; or
- (3) an **OBJECTION** to the *Notice of Mortgage Payment Change* as stated, and shall self–schedule a hearing on the matter pursuant to the Court's procedures.

The failure to timely file an Objection shall result in the allowance of the payment change without further order, notice or hearing. HOWEVER, no payment change will be implemented by the Chapter 13 Trustee until such time as the Debtor(s) or Debtor(s)' Counsel files an Amended Chapter 13 Plan or Declaration, whichever is applicable as required by this Order.

<u>Jeffery A. Deller</u> United States Bankruptcy Judge

## Case 11-27294-JAD Doc 90 Filed 10/09/16 Entered 10/10/16 00:52:06 Desc Imaged

Certificate of Notice Page 2 of 2
United States Bankruptcy Court
Western District of Pennsylvania

In re: Charles T. Cox Debtor Case No. 11-27294-JAD Chapter 13

### **CERTIFICATE OF NOTICE**

District/off: 0315-2 User: culy Page 1 of 1 Date Rcvd: Oct 07, 2016

Form ID: 237 Total Noticed: 2

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 09, 2016.

db +Charles T. Cox, 47 Grant Street, Etna, PA 15223-1841

cr +US BANK NATIONAL ASSOCIATION, 14841 Dallas Parkway, Suite 300, Dallas, TX 75254-7883

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 09, 2016 Signature: /s/Joseph Speetjens

### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 7, 2016 at the address(es) listed below:

Andrew F Gornall on behalf of Creditor US Bank N.A. agornall@goldbecklaw.com,

bkgroup@goldbecklaw.com;bkgroup@kmllawgroup.com

Gary William Short on behalf of Debtor Charles T. Cox garyshortlegal@gmail.com,

gwshort@verizon.net

Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov

Peter J. Ashcroft on behalf of Creditor Duquesne Light Company pashcroft@bernsteinlaw.com, ckutch@ecf.courtdrive.com;pashcroft@ecf.courtdrive.com;pghecf@bernsteinlaw.com;cabbott@ecf.courtdrive.com

Ronda J. Winnecour cmecf@chapter13trusteewdpa.com

S. James Wallace on behalf of Creditor Equitable Gas Bankruptcy Department sjw@sjwpgh.com,

Equitablebankruptcy@peoples-gas.com;srk@sjwpgh.com

TOTAL: 6